

ORIGINAL

1 TENORIO\_A.taxgar5  
2

**FILED**  
**DISTRICT COURT OF GUAM**

3 MAY 28 2008 P.D.  
4

5 JEANNE G. QUINATA  
6 Clerk of Court  
7

8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE DISTRICT OF GUAM  
10

11 UNITED STATES OF AMERICA, ) CRIMINAL CASE NO. 96-00082  
12 Plaintiff, )  
13 vs. )  
14 ANDREW M.Q. TENORIO, )  
15 Defendant, )  
16 \_\_\_\_\_  
17 DEPARTMENT OF REVENUE )  
18 AND TAXATION, )  
19 GOVERNMENT OF GUAM, )  
20 Garnishee. )  
21 \_\_\_\_\_  
22 ANSWER OF THE GARNISHEE  
23 \_\_\_\_\_, BEING DULY SWORN DEPOSES AND SAYS:  
24 (Affiant)  
25 IF GARNISHEE IS AN INDIVIDUAL:  
26 That he/she is Garnishee herein doing business in the name of \_\_\_\_\_  
27 \_\_\_\_\_  
28 (State full name and address of business)  
IF GARNISHEE IS A PARTNERSHIP:  
That he/she is a member \_\_\_\_\_ of a partnership  
composed of which Garnishee is a partner.  
//

1 IF GARNISHEE IS A CORPORATION:

2 That he/she is the (State Official Title) \_\_\_\_\_  
3 of Garnishee, \_\_\_\_\_ a corporation, organized under the laws of the  
4 \_\_\_\_\_

5 IF GARNISHEE IS A GOVERNMENT ENTITY:

6 State name and address of agency, and name and official title of authorized  
7 representative: Department of Revenue and Taxation  
8 PO Box 23607 Barrigada Guam 96921  
9 Paul J. Terlaje  
10 Taxpayer Service Administrator

11 1. On \_\_\_\_\_, 2008, Garnishee was served with the  
12 Writ of Garnishment. For the pay period in effect on the date of service (shown above)

13 Yes        No ✓  
14 \_\_\_\_\_ Defendant was in my/our employ.

15 Pay period is weekly \_\_\_, bi-weekly \_\_\_, semi-monthly \_\_\_, monthly \_\_\_.

16 The Defendant's present pay period began on \_\_\_\_\_.

17 (Present means the pay period in which this order and notice of  
18 garnishment were served)

19 The Defendant's present pay period ends on \_\_\_\_\_

20 Enter amount of net wages. Calculate below:

21 (a) Gross Pay	\$ _____
22 (b) Federal income tax	_____
23 (c) F.I.C.A. income tax	_____
24 (d) State/Local income tax	_____
25 Total of tax withholdings	\$ _____
26 Net Wages	\$ _____ (a less total of b,c,d)

27 //  
28 //

1 Yes      No

- 2 \_\_\_\_\_  2. Are you aware of any other garnishments,  
3 suggestions or levies currently in effect. If the  
4 answers is yes, please attach to this Answer a copy  
5 of each garnishment, suggestion or levy.  
6 \_\_\_\_\_  3. Do you or will you in the foreseeable future, owe the defendant money? If  
7 your answer is yes, please provide the amount of money you will owe, the  
8 date or dates on which each payment is due, and the reason why you owe  
9 or will owe the money to the Defendant: *Last filed TV 2000*

Type of Payment	Amount	Date of Payment is Due
1.		
2.		
3.		

16        4. If you currently have in your custody, control or possession property (other than  
17 earnings) in the form of savings accounts, pensions, thrift plans, etc., in which the Defendant  
18 maintains an interest, for each item of property provide the following information:

Description of Property	Approximate Value	Description of Debtor's Interest
1.		
2.		
3.		
4.		

25 //  
26 //  
27 //  
28 //

1        5. For each item of property (other than earnings) which you expect to obtain  
2 custody or possession of in the foreseeable future, provide the following information:

<u>Description of Property</u>	<u>Approximate Value</u>	<u>Description of Debtor's Interest</u>	<u>Date you will obtain property</u>
1.			
2.			
3.			
4.			

9 Yes      No  
10     

11        6. Do you make any claim of exemption on the part of  
12           Defendant? If yes, please explain the nature and  
13           basis of your claim:  
14  
15  
16  
17

18 Yes      No  
19     

20        7. Do you have any objections to the garnishment of  
21           the Defendant? If yes, please explain the nature and  
22           basis of your objection:  
23  
24  
25  
26      //

1       8. Check the line below if you deny that you hold property subject to this order of  
2 garnishment:

[The Garnishee was then in no manner and upon no account indebted or under liability to the Defendant, ANDREW M.Q. TENORIO, and that the Garnishee did not have in his/her possession or control any property belonging to the Defendant, or in which the Garnishee has an interest; and is in no manner liable as Garnishee in this action.]

8           9. The Garnishee mailed a copy of this answer by first-class mail to (1) the Debtor,  
9 ANDREW M.Q. TENORIO at P.O. Box XXXXX, GMF, Guam 96921 and (2) the attorneys for  
10 the United States, Jessica F. Cruz, Assistant United States Attorney, and Mikel W. Schwab,  
11 Assistant U.S. Attorney, U.S. Attorney's Office, Sirena Plaza, Suite 500, 108 Hernan Cortez  
12 Avenue, Hagåtña, Guam 96910.

**DEPARTMENT OF REVENUE AND TAXATION,  
GOVERNMENT OF GUAM  
Garnishee**

By:

Peggy

Paul J. Terdaje

W PO Box 23607, Barrigada, Guam 96921

635-1821

**Namine/Address/Phone Number of person preparing Answer**

The foregoing instrument was acknowledged before me this                  day of                 ,  
2008.

---

Notary Public